

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

At Charleston

**ERIK CURRAN,
Plaintiff,**

v.

**CIVIL ACTION NO.: 2:07-0354
(Judge John T. Copenhaver)**

**AMAZON.COM, INC., a Delaware
corporation; GETTY IMAGES, INC.,
a Delaware corporation; ST. MARTIN'S
PRESS, LLC, a New York corporation;
SIDESHOW, INC., a California corporation;
HOT TOYS LTD., a business entity incorporated
in Hong Kong; and CAFÉPRESS.COM, INC.,
a Delaware corporation,
Defendants.**

NOTICE TO TAKE DEPOSITION OF LTC RICHARD SMOOT

To: LTC Richard Smoot
201 Dame Street
St. Albans, WV 25177

Charles M. Love, IV, Esquire
The Masters Law Firm lc
181 Summers Street
Charleston, West Virginia 25301
Counsel for Plaintiff

PLEASE TAKE NOTICE that the defendants, Amazon.com and St. Martins Press, LLC, will, by counsel, take the deposition of LTC Richard Smoot on Tuesday, February 21, 2008, beginning at 9:00 a.m. at the offices of Jackson Kelly PLLC, 500 3rd Street, East, 1600 Laidley Tower, Charleston, West Virginia, before an official authorized by law to take depositions. This deposition will be recorded by stenographic means.

You are invited to attend and take such action as you deem appropriate.

**AMAZON.COM, INC. and
ST. MARTIN'S PRESS, LLC,**

By Counsel

/s/ David Allen Barnette
David Allen Barnette (WVSB #242)
W. Scott Evans (WVSB #5850)
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CERTIFICATE OF SERVICE

I, David Allen Barnette, hereby certify that on the 11th day of February, 2008, I electronically filed the foregoing *Notice to Take Deposition of LTC Richard Smoot* with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following CM/ECF participant:

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